IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

OP.No. 16206 of 2002(D)

PETITIONER:

M/S.C.V.P.GAS COMPANY PRIVATE LTD.,
HAVING ITS REGISTERED 0FFICE AT CROSS JUNCTION,
THIRUVALLA-1,REPRESENTED BY ITS DIRECTOR,
ANITHA C.JOHN.

BY ADV. SRI.PHILIP MATHEW
SRI.G.G.MANOJ

RESPONDENTS:
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1. GENERAL MANAGER,DISTRICT INDUSTRIES CENTRE,KADAVANMTHARA,ERNAKULAM.

2. STATE OF KERALA,REPRESENTED BY ITS CHIEF SECRETARY,GOVERNMENT SECRETARIATE, THIRUVANANTHAPURAM.

3. SHAJAHAN,THOPPIL HOUSE,MUPPATHADAM P.O. EDAYAR,NORTH PARAVUR TALUK,ERNAKULAM DISTRICT

4. PAULOSE VITHAYIL,VITHAYIL HOUSE, PALARIVATTOM,KOCHI-682025.

BY GOVERNMENT PLEADER – ADV. SMT.SMITHA
SRI.ASP.KURUP
SMT.M.MEENA JOHN

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 23/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P.No. 16206/2002

ORDER ON CMP 27506/2002 IN O.P.No. 16206/2002

DISMISSED.

23/02/2007 SD/- (C.N.RAMACHANDRAN NAIR, JUDGE)

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1 COPY OF THE PROCEEDINGS NO.B2/4078/98 DATED 9/6/98 BY THE 1ST RESPONDENT.

EXT.P2 COPY OF THE AGREEMENT FOR HIRE PURCHASE BETWEEN THE PETITIONER AND THE 1ST RESPONDENT EXECUTED ON 11/6/98.

EXT.P3 COPY OF THE CHALAN RECEIPT EVIDENCING PAYMENT OF Rs. 35240/- BY THE PETITIONER ON 28/7/98.

EXT.P4 COPY OF THE SHOW CAUSE NOTICE DATED 5/4/99 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER.

EXT.P5 COPY OF REPLY GIVEN BY THE PETITIONER TO THE 1ST RESPONDENT ON 2/6/2000.

EXT.P6 COPY OF THE LETTER DATED 22/6/2000 BY THE 1ST RESPONDENT TO THE PETITIONER.

EXT.P7 COPY OF THE ORDER NO.B2/4078/98 DATED 2/4/2002 PASSED BY THE 1ST RESPONDENT FOR RESUMPTION OF LAND.

EXT.P8 COPY OF LETTER DATED 15/5/2002 ISSUED BY THE 1ST RESPONDENT REGARDING ALLOTMENT OF LAND TO STRANGERS.

RESPONDENT'S EXHIBITS

EXT.R3(a) COPY OF CHALAN NO. 1496 DATED 26/11/2001.

EXT.R3(b) COPY OF ORDER DATED 5/6/2002 ISSUED BY 1ST RESPONDENT.

EXT.R3(c) COPY OF THE AGREEMENT DATED 12/7/2002 BETWEEN THE 1ST RESPONDENT AND THE 3RD RESPONDENT.

EXT.R4A COPY OF PROCEEDINGS NO.B2-3062/01 DATED 4/6/2002 ISSUED BY GENERAL MANAGER, DISTRICT INDUSTRIES CENTRE.

EXT.R4B COPY OF ORDER NO.B2-3062/01 DATED 10/8/2004 ISSUED BY FIRST RESPONDENT.

EXT.R4C COPY OF OWNERSHIP CERTIFICATE NO.A3-02/04 DATED 18/6/2004 ISSUED BY KADUNGALLUR GRAMA PANCHAYAT.

EXT.R4D COPY OF TAX RECEIPT NO. 80 OF BOOK NO. 36653 DATED 6/7/2005 ISSUED BY KADUNGALLUR GRAMA PANCHAYAT.

// TRUE COPY //

jg PA TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

O.P. NO. 16206 OF 2002 D

Dated, this the 23rd day of February, 2007

J U D G M E N T

The learned counsel for the petitioner submitted that the Company, which filed this original petition is no longer in existence and its name is struck off from the Register maintained by the Registrar of Companies. In the circumstance, this original petition is closed leaving freedom to promoters or shareholders to approach this court or concerned authority for relief, if any.

(C.N.RAMACHANDRAN NAIR, JUDGE)

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